

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES  
(Attorney Docket No. 03-380)

In re the Application of:	)	
	)	
Scott A. Rosenberg et al.	)	
	)	
Serial No. 09/978,144	)	
	)	Group Art Unit: 3622
Filed: October 15, 2001	)	
	)	Examiner: Jeffrey D. Carlson
Confirmation No. 4095	)	
	)	
For: METHOD AND SYSTEM FOR	)	
DYNAMIC AD PLACEMENT	)	

Mail Stop Appeal Brief - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**STATEMENT IDENTIFYING RELATED APPEAL**

U.S. Patent Application No. 10/033,401 is related to the above-identified application. In particular, U.S. Patent Application No. 10/033,401 is a continuation-in-part of the above-identified application. On April 21, 2010, a Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences was filed for U.S. Patent Application No. 10/033,401. No decision has been rendered by the Board of Patent Appeals and Interferences for that Notice of Appeal.

Respectfully submitted,

**McDONNELL BOEHNEN  
HULBERT & BERGHOFF LLP**

Date: May 17, 2010

By: /David L. Ciesielski/  
David L. Ciesielski  
Reg. No. 57,432